

103RD CONGRESS
2^D SESSION

H. R. 4603

AMENDMENTS

In the Senate of the United States,

July 22 (legislative day, July 20), 1994.

Resolved, That the bill from the House of Representatives (H.R. 4603) entitled “An Act making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1995, and making supplemental appropriations for these departments and agencies for the fiscal year ending September 30, 1994, and for other purposes”, do pass with the following

AMENDMENTS:

1 **(1)**Page 2, line 12, strike out **【\$94,100,000】** and insert:

2 *\$96,600,000*

3 **(2)**Page 2, after line 19 insert:

4 *It is the sense of the Senate that of the funds appro-*
5 *priated under this title that are made available to the Na-*
6 *tional Institute of Justice for criminal justice research*
7 *funds should be allocated for research on the crime of stalk-*
8 *ing and strategies to protect the victims of such crimes.*

9 **(3)**Page 2, line 26, strike out **【\$68,500,000】** and insert:

10 *\$68,000,000*

11 **(4)**Page 3, line 12, strike out all after “System” over
12 to and including “862)” in line 3 on page 4 and insert:

1 : *Provided, That funds made available in fiscal year 1995*
 2 *under subpart 1 of part E of title I of the Omnibus Crime*
 3 *Control and Safe Streets Act of 1968, as amended, may be*
 4 *obligated for programs for the prosecution of driving while*
 5 *intoxicated charges and the enforcement of other laws relat-*
 6 *ing to alcohol use and the operation of motor vehicles*

7 **(5)**Page 4, line 15, strike out **【\$804,280,000】** and in-
 8 sert: *\$423,000,000*

9 **(6)**Page 4, line 16, strike out all after “the” over to
 10 and including “records” in line 6 on page 5 and insert:
 11 *provisions of subpart 1 of Part E of title I of the Omnibus*
 12 *Crime Control and Safe Streets Act of 1968, as amended,*
 13 *for grants to States under the Edward Byrne Memorial*
 14 *State and Local Law Enforcement Assistance Programs.*

15 *In addition, for grants, contracts, cooperative agree-*
 16 *ments, and other assistance authorized by section 106(b) of*
 17 *the Brady Handgun Violence Prevention Act of 1993, Pub-*
 18 *lic Law 103–159 (107 Stat. 1536), \$100,000,000, to remain*
 19 *available until expended, to upgrade criminal history*
 20 *records*

21 **(7)**Page 5, after line 6, insert:

22 *It is the sense of the Senate that \$200,000 of the funds*
 23 *appropriated under this title to the Department of Justice*
 24 *for discretionary grants under the Edward Byrne Memorial*

1 *State and Local Law Enforcement Assistance Programs*
2 *should be granted to the National Victim Center to conduct*
3 *criminal justice and victim service provider training on the*
4 *crime of stalking.*

5 **(8)**Page 5, line 13, strike out all after “Assistance,”
6 down to and including “\$15,000,000” in line 21 and in-
7 sert: *\$144,000,000, to remain available until expended, as*
8 *authorized by section 299 of part I of title II and section*
9 *506 of title V of said Act, as amended by Public Law 102–*
10 *586, of which: (a) \$100,000,000 shall be available for ex-*
11 *penses authorized by parts A, B, and C of title II of said*
12 *Act; (b) \$10,000,000 shall be available for expenses author-*
13 *ized by sections 281 and 282 of part D of title II of said*
14 *Act for prevention and treatment programs relating to juve-*
15 *nile gangs; (c) \$10,000,000*

16 **(9)**Page 6, line 5, strike out all after “amended,” down
17 to and including “Centers” in line 17 and insert:
18 *\$9,750,000, to remain available until expended, as author-*
19 *ized by sections 214B, 218, and 224 of said Act, of which:*
20 *(a) \$500,000 shall be available for expenses authorized by*
21 *section 213 of said Act for regional children’s advocacy cen-*
22 *ters; (b) \$1,000,000 shall be available for expenses author-*
23 *ized by section 214 of said Act for local children’s advocacy*
24 *centers; (c) \$1,500,000 shall be available for technical assist-*
25 *ance and training, as authorized by section 214A of said*

1 *Act, of which \$1,500,000 is for a grant to the American*
2 *Prosecutor Research Institute's National Center for Pros-*
3 *ecution of Child Abuse*

4 **(10)**Page 7, strike out lines 6 to 13

5 **(11)**Page 7, after line 13, insert:

6 *STATE CORRECTIONAL GRANTS*

7 *For grants to States to develop, construct, or expand*
8 *correctional facilities, including military style boot camp*
9 *prison programs and regional prisons, in order to provide*
10 *secure prison space for the confinement of violent and non-*
11 *violent offenders, as authorized in H.R. 3355, the Violent*
12 *Crime Control and Law Enforcement Act of 1993, as passed*
13 *by the Senate, \$175,000,000, to remain available until ex-*
14 *pendent.*

15 **(12)**Page 7, after line 13, insert:

16 *DRUG COURTS*

17 *For grants, contracts, cooperative agreements, and*
18 *other assistance to implement drug court programs which*
19 *combine intensive probationary supervision and mandatory*
20 *drug testing and treatment as an alternative punishment*
21 *for young, non-violent drug offenders, as authorized in H.R.*
22 *3355, the Violent Crime Control and Law Enforcement Act*
23 *of 1993, as passed by the Senate, \$100,000,000, to remain*
24 *available until expended.*

1 **(13)**Page 7, after line 13, insert:

2 *GRANTS TO COMBAT VIOLENT CRIMES AGAINST WOMEN*

3 *For grants, contracts, cooperative agreements, and*
4 *other assistance to develop and strengthen effective law en-*
5 *forcement and prosecution strategies to combat violent*
6 *crimes against women, and to develop and strengthen vic-*
7 *tim services in cases involving crimes against women, as*
8 *authorized in the Violence Against Women Act contained*
9 *in H.R. 3355, the Violent Crime Control and Law Enforce-*
10 *ment Act of 1993, as passed by the Senate, \$86,000,000,*
11 *to remain available until expended.*

12 **(14)**Page 7, after line 13, insert:

13 *COMMUNITY SCHOOLS SUPERVISION GRANTS*

14 *For grants to community-based organizations to pro-*
15 *vide year-round supervised sports programs, and extra-*
16 *curricular and academic programs for children in order to*
17 *promote the positive character development of such children,*
18 *as authorized in H.R. 3355, the Violent Crime Control and*
19 *Law Enforcement Act of 1993, as passed by the Senate,*
20 *\$37,000,000, to remain available until expended.*

21 *OUNCE OF PREVENTION COUNCIL*

22 *For grants by the Ounce of Prevention Council, as au-*
23 *thorized in H.R. 3355, the Violent Crime Control and Law*
24 *Enforcement Act of 1993, as passed by the Senate,*
25 *\$3,000,000, to remain available until expended.*

1 **(15)**Page 7, line 26, strike out **【\$119,904,000】** and in-
 2 sert: *\$121,267,000*

3 **(16)**Page 8, line 6, strike out all after “in” down to and
 4 including “\$24,069,000” in line 8 and insert: *H.R. 3355,*
 5 *the Violent Crime Control and Law Enforcement Act of*
 6 *1993, as passed by the Senate, \$24,300,000*

7 **(17)**Page 8, after line 22 insert:

8 *COMMUNITY POLICING*

9 *For grants, contracts, cooperative agreements, and*
 10 *other assistance authorized in H.R. 3355, the Violent Crime*
 11 *Control and Law Enforcement Act of 1993, as passed by*
 12 *the Senate, for the Cops on the Beat Program, including*
 13 *salaries and expenses in connection therewith,*
 14 *\$1,300,000,000, to remain available until expended: Pro-*
 15 *vided, That the funds appropriated in this paragraph may*
 16 *also be available to carry out the provisions of section 501*
 17 *of the Immigration Reform and Control Act of 1986, as*
 18 *amended (8 U.S.C. 1365).*

19 **(18)**Page 9, line 1, strike out **【\$13,150,000】** and insert:
 20 *\$13,456,000*

21 **(19)**Page 10, line 13, strike out **【\$411,786,000】** and
 22 insert: *\$428,664,000*

1 **(20)**Page 11, line 10, strike out all after “in” down to
 2 and including “\$4,695,000” in line 12 and insert: *H.R.*
 3 *3355, the Violent Crime Control and Law Enforcement Act*
 4 *of 1993, as passed by the Senate, \$2,000,000*

5 **(21)**Page 12, line 6, strike out all after “laws,” down
 6 to and including “1995” in line 20 and insert:
 7 *\$85,155,000: Provided, That notwithstanding any other*
 8 *provision of law, not to exceed \$33,460,000 of offsetting col-*
 9 *lections derived from fees collected for premerger notifica-*
 10 *tion filings under the Hart-Scott-Rodino Antitrust Im-*
 11 *provements Act of 1976 (15 U.S.C. 18(a)) shall be retained*
 12 *and used for necessary expenses in this appropriation, and*
 13 *shall remain available until expended: Provided further,*
 14 *That the sum herein appropriated shall be reduced as such*
 15 *offsetting collections are received during fiscal year 1995,*
 16 *so as to result in a final fiscal year 1995 appropriation*
 17 *estimated at not more than \$51,695,000: Provided further,*
 18 *That any fees received in excess of \$33,460,000 collected*
 19 *during fiscal year 1995 shall be available until expended*

20 **(22)**Page 12, line 26, strike out **[\$820,177,000]** and
 21 insert: *\$832,723,000*

22 **(23)**Page 13, strike out all after line 20 over to and
 23 including line 2 on page 14 and insert:

1 *In addition, for reasonable and necessary expenses to*
2 *implement the Attorney General's Violent Crime Task Force*
3 *Initiative, \$25,000,000, including the reasonable and nec-*
4 *essary expenses of intergovernmental, interlocal, cooperative*
5 *and task force agreements, however denominated, and con-*
6 *tracts with State and local prosecutive and law enforcement*
7 *agencies engaged in the investigation and prosecution of*
8 *crimes of violence and drug trafficking crimes.*

9 **(24)**Page 14, line 5, strike out all after "Program,"
10 down to and including "\$38,876,000" in line 25 and in-
11 sert: *\$104,889,000, as authorized by 28 U.S.C. 589a(a), to*
12 *remain available until expended, for activities authorized*
13 *by section 115 of the Bankruptcy Judges, United States*
14 *Trustees, and Family Farmer Bankruptcy Act of 1986*
15 *(Public Law 99-554), of which \$64,292,000 shall be derived*
16 *from the United States Trustee System Fund: Provided,*
17 *That deposits to the Fund are available in such amounts*
18 *as may be necessary to pay refunds due depositors: Pro-*
19 *vided further, That, notwithstanding any other provision*
20 *of law, not to exceed \$40,597,000 of offsetting collections de-*
21 *rived from fees collected pursuant to section 589a(f) of title*
22 *28, United States Code, as amended by section 111 of Pub-*
23 *lic Law 102-140 (105 Stat. 795), shall be retained and used*
24 *for necessary expenses in this appropriation: Provided fur-*
25 *ther, That the \$104,889,000 herein appropriated shall be*

1 *reduced as such offsetting collections are received during fis-*
 2 *cal year 1995, so as to result in a final fiscal year 1995*
 3 *appropriation estimated at not more than \$64,292,000:*
 4 *Provided further, That any of the aforementioned fees col-*
 5 *lected in excess of \$40,597,000*

6 **(25)**Page 15, line 16, strike out **【\$390,185,000】** and
 7 insert: *\$403,055,000*

8 **(26)**Page 16, line 1, strike out **【\$299,465,000】** and in-
 9 sert: *\$298,216,000*

10 **(27)**Page 18, line 9, strike out **【\$383,250,000】** and in-
 11 sert: *\$369,943,000*

12 **(28)**Page 19, line 7, strike out **【\$2,178,218,000】** and
 13 insert: *\$2,230,511,000*

14 **(29)**Page 20, line 21, strike out **【\$742,497,000】** and
 15 insert: *\$760,801,000*

16 **(30)**Page 21, line 17, strike out **【346】** and insert: *813*

17 **(31)**Page 21, line 22, strike out **【\$1,098,602,000】** and
 18 insert: *\$1,164,856,000*

19 **(32)**Page 22, line 4, after “\$25,000” insert: *during the*
 20 *calendar year beginning January 1, 1995*

7 CONSTRUCTION

14 **(35)**Page 22, after line 22 insert:

15 *IMMIGRATION EMERGENCY FUND*

16 *For necessary expenses of the immigration emergency*
17 *fund as authorized by section 404(b) of the Immigration*
18 *and Nationality Act, \$8,500,000, to remain available until*
19 *expended.*

20 **(36)**Page 23, line 9, strike out **【\$2,356,404,000】** and
21 insert: *\$2,400,104,000*

22 **(37)**Page 24, line 19, strike out **【\$10,344,000】** and in-
23 sert: *\$10,144,000*

1 **(38)**Page 25, line 5, strike out **【\$238,094,000】** and in-
2 sert: *\$243,324,000*

3 **(39)**Page 29, line 7, strike out **【and thereafter】**

4 **(40)**Page 30, after line 3 insert:

5 *SEC. 109. Notwithstanding 31 U.S.C. 3302 or any*
6 *other law, in litigation involving unusually high costs, the*
7 *Department of Justice may receive and retain reimburse-*
8 *ment for salaries and expenses, for fiscal year 1995 and*
9 *thereafter, from any other governmental component being*
10 *represented in the litigation.*

11 **(41)**Page 30, after line 3 insert:

12 *SEC. 110. Paragraph 524(c)(9) of title 28, United*
13 *States Code, is amended by amending subparagraph (D)*
14 *to read as follows:*

15 *“(D) Subject to the notification procedures contained*
16 *in section 605 of Public Law 103–121, and after satisfying*
17 *the transfer requirement in subparagraph (B) above, any*
18 *excess unobligated amounts remaining in the Fund on Sep-*
19 *tember 30, 1994 shall be available to the Attorney General,*
20 *without fiscal year limitation, for any federal law enforce-*
21 *ment, litigative/prosecutive, and correctional activities, or*
22 *any other authorized purpose of the Department of Justice.*
23 *Any amounts provided pursuant to this section may be used*
24 *under authorities available to the organization receiving the*

1 *funds. For purposes of this paragraph, ‘excess unobligated*
 2 *amounts’ means total unobligated amounts in the Fund on*
 3 *September 30 less the sum of amounts unavailable for obli-*
 4 *gation except by court order, amounts previously declared*
 5 *as a surplus available to the Attorney General for obliga-*
 6 *tion, and amounts required to be reserved to ensure the*
 7 *availability of funds in the next fiscal year for purposes*
 8 *authorized under paragraph (1).”.*

9 **(42)**Page 30, after line 3 insert:

10 *SEC. 111. Public Law 103–121 (107 Stat. 1161) is*
 11 *amended by inserting the words “and California” after the*
 12 *phrase “for projects on the northern border of the United*
 13 *States”.*

14 **(43)**Page 30, after line 3 insert:

15 *SEC. 112. SENSE OF THE SENATE.—It is the sense of*
 16 *the Senate that the Attorney General should:*

17 *(a) Evaluate the number of individuals illegally*
 18 *crossing the United States-Mexico border;*

19 *(b) Develop and implement a policy that seeks to*
 20 *curb the number of illegal border crossings;*

21 *(c) Ensure that any policy developed seeks to*
 22 *curb the number of crossings equally along the en-*
 23 *tirety of the Southwest border; and*

24 *(d) Ensure that such policy enables law enforce-*
 25 *ment officials to shift resources to address any in-*

1 *creases in the number of illegal border crossings wher-*
2 *ever they may occur.*

3 **(44)**Page 30, after line 3 insert:

4 *SEC. 113. (a) The Senate finds that—*

5 *(1) \$14,000,000,000 is owed to over 9,000,000*
6 *children as a result of interstate child support eva-*
7 *sion;*

8 *(2) chapter 11A of title 18, United States Code,*
9 *effective since October 25, 1992, makes willful avoid-*
10 *ance of child support payments across State lines a*
11 *Federal crime;*

12 *(3) chapter 11A of title 18, United States Code,*
13 *is a useful Federal tool to assist in the collection and*
14 *enforcement of interstate child support cases;*

15 *(4) the President has committed to improve*
16 *interstate child support enforcement as a part of his*
17 *welfare reform initiative;*

18 *(5) despite such commitment, only five cases*
19 *have been tried or filed under chapter 11A of title 18,*
20 *United States Code;*

21 *(6) custodial parents with legitimate cases for*
22 *prosecution seeking to bring charges under chapter*
23 *11A of title 18, United States Code, are being turned*
24 *away by local Federal law enforcement officials or re-*
25 *ferred back to State child support agencies; and*

1 (7) despite Justice Department guidelines, many
 2 local Federal law enforcement agencies continue to
 3 display a fundamental lack of knowledge concerning
 4 the existence and means of enforcement of chapter
 5 11A of title 18, United States Code.

6 (b) It is the sense of the Senate that the Attorney Gen-
 7 eral of the United States should immediately address the
 8 deficiencies in the enforcement of chapter 11A of title 18,
 9 United States Code, to make local Federal law enforcement
 10 agencies more responsive to the needs of custodial parents
 11 owed interstate child support and to significantly increase
 12 the number of cases filed and prosecuted under chapter 11A
 13 of title 18, United States Code.

14 **(45)**Page 30, after line 3 insert:

15 *SEC. 114. Section 1404(a)(5)(B) of the Victims of*
 16 *Crime Act of 1984 (42 U.S.C. 10603(a)(5)(B)) is amended*
 17 *by striking “1994” and inserting “1995”.*

18 **(46)**Page 30, after line 3 insert:

19 *SEC. 115. SENSE OF CONGRESS.—It is the sense of*
 20 *Congress that the President of the United States and the*
 21 *President-elect of Mexico should meet as soon as possible*
 22 *following the August elections in Mexico to discuss bilateral*
 23 *issues of mutual concern with the objective of deepening and*
 24 *strengthening the ties between the two neighbors, with em-*
 25 *phasis on cooperation to establish equitable and effective*

1 *regulation of the flow of citizens across the border between*
 2 *Mexico and the United States.*

3 **(47)**Page 30, after line 3 insert:

4 *SEC. 116. Of the funds appropriated by this Act for*
 5 *Contributions to International Organizations and Con-*
 6 *tributions for International Peacekeeping Activities in title*
 7 *V, and for Contributions for International Peacekeeping*
 8 *Operations in title VII, not less than \$350,000,000 shall*
 9 *be made available until expended to carry out the provi-*
 10 *sions of section 501 of the Immigration Reform and Control*
 11 *Act of 1986, as amended (8 U.S.C. 1365), to reimburse*
 12 *States for the cost of incarcerating illegal aliens.*

13 **(48)**Page 30, after line 3 insert:

14 ***SEC. 117. SENSE OF THE SENATE REGARDING THE CASE OF***
 15 ***UNITED STATES V. KNOX.***

16 *(a) DECLARATIONS.—The Congress declares that—*

17 *(1) the Congress has passed legislation to protect*
 18 *children against the evils of child pornography, in-*
 19 *cluding the Child Protection Act of 1984, and pro-*
 20 *vided for the enforcement of those laws;*

21 *(2) on November 4, 1993, the Senate, by a vote*
 22 *of 100–0, and on April 20, 1994, the House of Rep-*
 23 *resentatives, by a vote of 425–3, rejected the Justice*
 24 *Department’s new, narrow interpretation of the Fed-*
 25 *eral child pornography statutes as delineated by the*

1 *Solicitor General in the case of United States v. Knox*
 2 *and implored the Justice Department to properly en-*
 3 *force the law and protect our Nation's children;*

4 *(3) on June 9, 1994, the United States Court of*
 5 *Appeals for the Third Circuit in the case of United*
 6 *States v. Knox rejected the Justice Department's nar-*
 7 *row interpretation of the Federal child pornography*
 8 *statutes and reaffirmed the conviction of Stephen*
 9 *Knox; and*

10 *(4) the Court of Appeals for the Third Circuit*
 11 *properly interpreted the Child Protection Act of 1984.*

12 *(b) SENSE OF THE SENATE.—It is the sense of the Sen-*
 13 *ate that—*

14 *(1) the Justice Department should accept the de-*
 15 *cision of the United States Court of Appeals for the*
 16 *Third Circuit in the case of United States v. Knox;*

17 *(2) the Justice Department should vigorously op-*
 18 *pose any effort by the defendant in that case, or any*
 19 *other party, to overturn the decision in that case; and*

20 *(3) in the future the Justice Department should*
 21 *exercise its prosecutorial discretion in accord with*
 22 *that decision.*

23 **(49)**Page 30, after line 3 insert:

24 *SEC. 118. It is the sense of the Senate that—*

1 (1) any alien who is being deported upon release
 2 from imprisonment for committing an offense which is
 3 an aggravated felony, as defined under immigration
 4 laws, should be escorted out of the United States by
 5 a Federal law enforcement official or employee of the
 6 Service; and

7 (2) the Attorney General must take adequate
 8 safeguards and determine that there is no threat to
 9 the public health and safety in deporting any alien
 10 described in paragraph (1) where the Attorney Gen-
 11 eral knows or has reason to know that the alien has
 12 a communicable disease of public health significance
 13 (as determined by the Secretary of Health and
 14 Human Services).

15 **(50)**Page 30, line 9, strike out **[\$9,500,000]** and insert:
 16 \$8,413,000

17 **(51)**Page 30, line 14, strike out all after “Commis-
 18 sioner” down to and including “Schedule” in line 16

19 **(52)**Page 31, line 11, strike out **[\$238,000,000]** and
 20 insert: \$240,000,000

21 **(53)**Page 32, strike out all after line 11 over to and
 22 including “1995” in line 1 on page 33 and insert:
 23 \$198,232,000, of which not to exceed \$300,000 shall remain
 24 available until September 30, 1996, for research and policy

1 *studies: Provided, That \$116,400,000 of offsetting collec-*
 2 *tions shall be assessed and collected pursuant to section 9*
 3 *of title I of the Communications Act of 1934, as amended,*
 4 *and shall be retained and used for necessary expenses in*
 5 *this appropriation, and shall remain available until ex-*
 6 *pended: Provided further, That the sum herein appro-*
 7 *priated shall be reduced as such offsetting collections are*
 8 *received during fiscal year 1995, so as to result in a final*
 9 *fiscal year 1995 appropriation estimated at \$81,832,000*

10 **(54)**Page 33, line 11, after “403(2)” insert: *: Provided*
 11 *further, That none of the funds appropriated by this Act*
 12 *shall be used to repeal, to retroactively apply changes in,*
 13 *or to continue a reexamination of, the policies of the Federal*
 14 *Communications Commission with respect to comparative*
 15 *licensing, distress sales and tax certificates granted under*
 16 *26 U.S.C. 1071, to expand minority ownership of broad-*
 17 *casting licenses, including those established in the State-*
 18 *ment of Policy on Minority Ownership of Broadcasting Fa-*
 19 *cilities, 68 F.C.C. 2d 979 and 69 F.C.C. 2d 1591, as amend-*
 20 *ed 52 R.R. 2d 1313 (1982) and Mid-Florida Television*
 21 *Corp., 69 F.C.C. 2d 607 (Rev. Bd. 1978), which were effec-*
 22 *tive prior to September 12, 1986, other than to close MM*
 23 *Docket No. 86–484 with a reinstatement of prior policy and*
 24 *a lifting of suspension of any sales, licenses, applications,*
 25 *or proceedings, which were suspended pending the conclu-*

1 *sion of the inquiry: Provided further, That none of the funds*
 2 *appropriated to the Federal Communications Commission*
 3 *by this Act may be used to diminish the number of VHF*
 4 *channel assignments reserved for noncommercial edu-*
 5 *cational television stations in the Television Table of As-*
 6 *signments (section 73.606 of title 47, Code of Federal Regu-*
 7 *lations): Provided further, That none of the funds appro-*
 8 *priated by this Act may be used to repeal, to retroactively*
 9 *apply changes in, or to begin or continue a reexamination*
 10 *of the rules and the policies established to administer such*
 11 *rules of the Federal Communications Commission as set*
 12 *forth at section 73.3555(d) of title 47 of the Code of Federal*
 13 *Regulations, other than to amend policies with respect to*
 14 *waivers of the portion of section 73.3555(d) that concerns*
 15 *cross-ownership of a daily newspaper and an AM or FM*
 16 *radio broadcast station*

17 **(55)**Page 34, line 8, strike out all after “expenses;”
 18 down to and including “ “\$45,000” ” in line 25 and insert:
 19 *\$98,928,000: Provided, That notwithstanding any other*
 20 *provision of law, not to exceed \$33,460,000 of offsetting col-*
 21 *lections derived from fees collected for premerger notifica-*
 22 *tion filings under the Hart-Scott-Rodino Antitrust Im-*
 23 *provements Act of 1976 (15 U.S.C. 18(a)) shall be retained*
 24 *and used for necessary expenses in this appropriation, and*
 25 *shall remain available until expended: Provided further,*

1 *That the sum herein appropriated shall be reduced as such*
 2 *offsetting collections are received during fiscal year 1995,*
 3 *so as to result in a final fiscal year 1995 appropriation*
 4 *estimated at not more than \$65,468,000: Provided further,*
 5 *That any fees received in excess of \$33,460,000 collected*
 6 *during fiscal year 1995 shall be available until expended:*
 7 *Provided further, That section 605 of Public Law 101-162*
 8 *(103 Stat. 1031), as amended, is further amended by strik-*
 9 *ing “\$25,000” and inserting in lieu thereof “\$40,000”*

10 **(56)**Page 35, line 15, after “403(2)” insert: *: Provided*
 11 *further, That the funds appropriated in this paragraph are*
 12 *subject to the limitations and provisions of sections 10(a)*
 13 *and 10(c) (notwithstanding section 10(e)), 11(b), 18, and*
 14 *20 of the Federal Trade Commission Improvements Act of*
 15 *1980 (Public Law 96-252; 94 Stat. 374), except that this*
 16 *proviso shall cease to be effective upon enactment of an Act*
 17 *authorizing appropriations for the Federal Trade Commis-*
 18 *sion for fiscal year 1995*

19 **(57)**Page 35, strike out all after line 17 over to and
 20 including “*Provided,*” in line 16 on page 36 and insert:
 21 *For necessary expenses for the Securities and Exchange*
 22 *Commission, including services as authorized by 5 U.S.C.*
 23 *3109, the rental of space (to include multiple year leases)*
 24 *in the District of Columbia and elsewhere, and not to exceed*
 25 *\$3,000 for official reception and representation expenses,*

1 \$57,856,000, of which not to exceed \$10,000 may be used
2 toward funding a permanent secretariat for the Inter-
3 national Organization of Securities Commissions, and of
4 which not to exceed \$100,000 shall be available for expenses
5 for consultations and meetings hosted by the Commission
6 with foreign governmental and other regulatory officials,
7 members of their delegations, appropriate representatives
8 and staff to exchange views concerning developments relat-
9 ing to securities matters, development and implementation
10 of cooperation agreements concerning securities matters and
11 provision of technical assistance for the development of for-
12 eign securities markets, such expenses to include necessary
13 logistic and administrative expenses and the expenses of
14 Commission staff and foreign invitees in attendance at such
15 consultations and meetings including: (i) such incidental
16 expenses as meals taken in the course of such attendance,
17 (ii) any travel or transportation to or from such meetings,
18 and (iii) any other related lodging or subsistence: Provided,
19 That immediately upon enactment of this Act, the rate of
20 fees under section 6(b) of the Securities Act of 1933 (15
21 U.S.C. 77f(b)) shall increase from one-fiftieth of 1 per cen-
22 tum to one twenty-ninth of 1 per centum and such increase
23 shall be deposited as an offsetting collection to this appro-
24 priation, to remain available until expended, to recover
25 costs of services of the securities registration process: Pro-

1 *vided further, That such fee increase shall be repealed upon*
 2 *enactment of legislation amending the Securities Exchange*
 3 *Act of 1934 to establish a new fee system in fiscal year 1995*
 4 *for full cost recovery of Commission expenses: Provided fur-*
 5 *ther,*

6 **(58)**Page 38, line 5, strike out **【\$279,420,000】** and in-
 7 sert: *\$260,000,000*

8 **(59)**Page 38, line 13, strike out all after “Technology,”
 9 down to and including “Fund” ” in line 17 and insert:
 10 *\$554,000,000, to remain available until expended, of which*
 11 *not to exceed \$1,710,000 may be transferred to the “Work-*
 12 *ing Capital Fund”: Provided, That notwithstanding the*
 13 *time limitations imposed by 15 U.S.C. 278k(c)(1) and (5)*
 14 *on the duration of Federal financial assistance that may*
 15 *be awarded by the Secretary of Commerce to Regional Cen-*
 16 *ters for the Transfer of Manufacturing Technology (“Cen-*
 17 *ters”), such Federal financial assistance for a Center may*
 18 *continue beyond six years and may be renewed for addi-*
 19 *tional periods, not to exceed three years each, at a rate not*
 20 *to exceed one-third of the Center’s total annual costs, subject*
 21 *before any such renewal to a positive evaluation of the Cen-*
 22 *ter and to a finding by the Secretary of Commerce that*
 23 *continuation of Federal funding to that Center is in the*
 24 *best interest of the Regional Centers for the Transfer of*
 25 *Manufacturing Technology Program*

1 **(60)**Page 39, line 15, strike out **【\$1,792,978,000】** and
 2 insert: *\$1,850,000,000*

3 **(61)**Page 39, line 16, strike out all after “*Provided,*”
 4 over to and including “*further,*” in line 5 on page 40

5 **(62)**Page 40, line 8, strike out all after “*Fisheries*””
 6 down to and including “*obligation*” in line 13 and insert:
 7 : *Provided further, That grants to States pursuant to sec-*
 8 *tions 306 and 306(a) of the Coastal Zone Management Act,*
 9 *as amended, shall not exceed \$2,000,000 and shall not be*
 10 *less than \$500,000: Provided further, That of the total*
 11 *amount included in this paragraph for the National Marine*
 12 *Fisheries Service, \$450,000 shall be made available for pay-*
 13 *ment to the Great Lakes Fishery Commission within 90*
 14 *days of enactment of this Act, as part of the United States*
 15 *match to the increased Canadian contribution pursuant to*
 16 *the Convention on Great Lakes Fisheries. This sum shall*
 17 *not affect other appropriations provided for the Commission*
 18 *under this Act: Provided further, That of the total amount*
 19 *appropriated in this paragraph, \$22,000,000 shall be avail-*
 20 *able for the integrated program office for convergence of ci-*
 21 *vilian and military polar-orbiting meteorological satellites*

22 **(63)**Page 40 lines 18 and 19, strike out **【for purposes**
 23 set forth in 16 U.S.C. 1456a(b)(2)**】** and insert: *of which*
 24 *not to exceed \$3,671,000 may be used for program adminis-*

1 *tration costs and of which \$4,129,000 shall be used for the*
 2 *purposes set forth in 16 U.S.C. 1455*

3 **(64)**Page 40, line 25, strike out **【\$52,000,000】** and in-
 4 sert: *\$100,000,000*

5 **(65)**Page 42, strike out lines 1 to 5

6 **(66)**Page 43, line 13, strike out **【\$16,900,000】** and in-
 7 sert: *\$17,250,000*

8 **(67)**Page 43, line 18, strike out **【\$141,272,000】** and
 9 insert: *\$135,000,000*

10 **(68)**Page 43, line 24, strike out **【\$142,576,000】** and
 11 insert: *\$145,000,000*

12 **(69)**Page 44, line 5, strike out **【\$48,615,000】** and in-
 13 sert: *\$46,937,000*

14 **(70)**Page 46, line 2, strike out **【\$268,723,000, to re-**
 15 **main available until expended】** and insert: *\$262,000,000,*
 16 *to remain available until expended*

17 **(71)**Page 47, line 7, strike out **【\$38,823,000】** and in-
 18 sert: *\$36,161,000*

19 **(72)**Page 47, lines 19 and 20, strike out **【\$42,428,000,**
 20 **of which \$30,300,000 shall remain available until ex-**

1 pended】 and insert: *\$44,000,000, of which \$31,872,000*
2 *shall remain available until expended*

3 **(73)**Page 48, line 13, strike out **【\$14,907,000】** and in-
4 sert: *\$17,907,000*

5 **(74)**Page 48, line 17, after “amended” insert: *: Provided*
6 *further, That in addition to fees currently being assessed*
7 *and collected, the Administration shall charge users of its*
8 *services, products, and information, fees sufficient to result*
9 *in an additional \$3,000,000, to be deposited in the General*
10 *Fund of the Treasury*

11 **(75)**Page 48, line 23, strike out **【\$88,329,000】** and in-
12 sert: *\$75,000,000*

13 **(76)**Page 49, line 10, strike out **【\$10,000,000】** and in-
14 sert: *\$11,237,000*

15 **(77)**Page 49, strike out lines 13 to 19

16 **(78)**Page 49, line 25, strike out **【\$21,056,000】** and in-
17 sert: *\$20,981,000*

18 **(79)**Page 50, line 2, after “canceled” insert: *: Provided*
19 *further, That notwithstanding 31 U.S.C. 1535(d), the Sec-*
20 *retary of Commerce is authorized to retain and use as offset-*
21 *ting collections all funds transferred, or previously trans-*
22 *ferred, from other Government agencies for all costs in-*

1 *curred in telecommunications research, engineering, and re-*
 2 *lated activities by the Institute for Telecommunication*
 3 *Sciences of the NTIA in furtherance of its assigned func-*
 4 *tions under this paragraph and such funds received from*
 5 *other Government agencies shall remain available until ex-*
 6 *pende*

7 **(80)**Page 50, line 6, strike out **【\$26,000,000】** and in-
 8 sert: *\$30,000,000*

9 **(81)**Page 50, line 17, strike out **【\$700,000】** and insert:
 10 *\$1,500,000*

11 **(82)**Page 50, line 23, strike out **【\$70,000,000】** and in-
 12 sert: *\$52,000,000*

13 **(83)**Page 51, line 2, after “Act” insert: *including sup-*
 14 *port of the Advisory Council on National Information In-*
 15 *frastructure*

16 **(84)**Page 51, line 25, strike out **【and for trade adjust-**
 17 **ment assistance, \$338,524,000】** and insert: *\$412,198,000*

18 **(85)**Page 52, line 20, after “realignment” insert: *: Pro-*
 19 *vided further, That of the total amount appropriated in this*
 20 *paragraph, \$10,000,000, shall be available for the trade ad-*
 21 *justment assistance program and \$174,000,000 shall be*
 22 *available for grants pursuant to title I of the Public Works*
 23 *and Economic Development Act of 1965 as amended*

1 **(86)**Page 52, line 24, strike out **【\$32,205,000】** and in-
2 sert: *\$36,000,000*

3 **(87)**Page 55, line 5, after “account” insert: *: Provided,*
4 *That not to exceed \$6,177,000 may be allocated to the Na-*
5 *tional Oceanic and Atmospheric Administration*

6 **(88)**Page 55, line 24, strike out **【\$24,157,000】** and in-
7 sert: *\$24,323,000*

8 **(89)**Page 56, line 5, strike out **【\$3,000,000】** and insert:
9 *\$3,045,000*

10 **(90)**Page 56, line 12, strike out **【\$13,438,000】** and in-
11 sert: *\$13,362,000*

12 **(91)**Page 56, line 18, strike out **【\$11,685,000】** and in-
13 sert: *\$11,765,000*

14 **(92)**Page 57, line 4, strike out **【\$2,323,455,000】** and
15 insert: *\$2,409,318,000*

16 **(93)**Page 58, line 23, strike out **【\$62,692,000】** and in-
17 sert: *\$56,000,000*

18 **(94)**Page 59, line 12, strike out **【\$97,000,000】** and in-
19 sert: *\$97,532,000*

20 **(95)**Page 60, line 1, strike out **【\$46,500,000】** and in-
21 sert: *\$47,734,000*

1 **(96)**Page 60, line 6, strike out **【\$18,828,000】** and in-
2 sert: *\$19,739,000*

3 **(97)**Page 60, line 24, strike out **【\$8,468,000】** and in-
4 sert: *\$9,200,000*

5 **(98)**Page 62, after line 2 insert:

6 *SEC. 305. Section 612(l) of title 28, United States*
7 *Code, is amended by deleting “1994” and inserting “1999”.*

8 **(99)**Page 62, after line 2 insert:

9 *SEC. 306. Section 377 of title 28, United States Code,*
10 *is amended by adding at the end thereof the following new*
11 *subsection:*

12 *“(p) Upon an election by a bankruptcy judge or mag-*
13 *istrate judge under subsection (f) of this section, all of the*
14 *accrued employer contributions and accrued interest on*
15 *those contributions made on behalf of the bankruptcy judge*
16 *or magistrate judge to the Civil Service Retirement and*
17 *Disability Fund as defined under section 8348 of title 5,*
18 *United States Code, shall be transferred to the fund estab-*
19 *lished under section 1931 of title 28, United States Code:*
20 *Provided, however, That if the bankruptcy judge or mag-*
21 *istrate judge elects under section 2(c) of the Retirement and*
22 *Survivors’ Annuities for Bankruptcy Judges and Mag-*
23 *istrates Act of 1988, Public Law 100–659, to receive a re-*
24 *tirement annuity under both this section and title 5, United*

1 *States Code, only the accrued employer contributions and*
 2 *accrued interest on such contributions made on behalf of*
 3 *the bankruptcy judge or magistrate judge for service cred-*
 4 *ited under this section may be transferred.”.*

5 **(100)**Page 62, line 16, strike out **【\$76,100,000】** and
 6 insert: *\$78,000,000*

7 **(101)**Page 63, line 10, strike out **【\$179,415,000】** and
 8 insert: *\$138,000,000*

9 **(102)**Page 63, strike out lines 14 to 19 and insert:
 10 *Of the unobligated balances available under this head-*
 11 *ing, \$158,000,000 are rescinded.*

12 **(103)**Page 65, line 5, strike out **【\$1,494,000】** and in-
 13 sert: *\$1,894,000*

14 **(104)**Page 65, line 24, strike out **【\$1,320,000】** and in-
 15 sert: *\$1,384,000*

16 **(105)**Page 66, line 24, strike out **【\$258,900,000】** and
 17 insert: *\$233,468,000*

18 **(106)**Page 67, line 3, after “board” insert: *; and to help*
 19 *defray the cost of the Small Business Development Center*
 20 *Program*

21 **(107)**Page 67, line 8, strike out **【\$73,300,000】** and in-
 22 sert: *\$72,000,000*

1 **(108)**Page 67, line 12, after “amended” insert: *, of*
 2 *which \$5,000,000 shall be available to carry out Defense*
 3 *economic transition technical assistance as authorized by*
 4 *15 U.S.C. 648(c)(3)(G)*

5 **(109)**Page 67, strike out lines 19 to 22

6 **(110)**Page 68, line 4, strike out **[\$8,500,000]** and in-
 7 sert: *\$9,221,000*

8 **(111)**Page 68, line 5, strike out **[\$321,067,000]** and
 9 insert: *\$277,143,000*

10 **(112)**Page 68, line 6, after “note” insert: *, of which*
 11 *\$1,216,000 shall be for the micro-loan guarantee program*
 12 *and shall be available until expended, and*

13 **(113)**Page 68, line 23, after “*Provided*” insert: *further*

14 **(114)**Page 69, line 25, strike out all after “401.” over
 15 to and including “402.” in line 11 on page 70

16 **(115)**Page 71, after line 2 insert:

17 *SEC. 402A. Not to exceed 5 percent of any appropria-*
 18 *tion made available for the current fiscal year for the Small*
 19 *Business Administration in this Act may be transferred be-*
 20 *tween such appropriations, but no such appropriation shall*
 21 *be increased by more than 10 percent by any such transfers:*
 22 *Provided, That any transfer pursuant to this section shall*

1 *be treated as a reprogramming of funds under section 605*
 2 *of this Act and shall not be available for obligation or ex-*
 3 *penditure except in compliance with the procedures set forth*
 4 *in that section.*

5 **(116)**Page 71, line 7, strike out all after “amended,”
 6 down to and including “\$12,500,000” in line 16 and in-
 7 sert: *\$400,000,000; of which \$341,865,000 is for basic field*
 8 *programs; \$8,950,000 is for Native American programs;*
 9 *\$12,759,000 is for migrant programs; \$1,402,000 is for law*
 10 *school clinics; \$1,274,000 is for supplemental field pro-*
 11 *grams; \$795,000 is for regional training centers; \$9,611,000*
 12 *is for national support; \$10,564,000 is for State support;*
 13 *\$100,000 is for client initiatives; \$1,101,000 is for the*
 14 *Clearinghouse; \$651,000 is for computer assisted legal re-*
 15 *search regional centers; and \$10,928,000*

16 **(117)**Page 72, strike out lines 9 to 22

17 **(118)**Page 74, line 5, strike out **【\$1,700,200,000】** and
 18 insert: *\$1,780,439,000*

19 **(119)**Page 74, line 5, strike out all after
 20 “\$1,700,200,000” over to and including “103–236” in
 21 line 11 on page 75 and insert: *: Provided, That hereafter*
 22 *all receipts received from a new charge for expedited pass-*
 23 *port processing shall be deposited in this account as an off-*
 24 *setting collection and shall be available until expended: Pro-*

1 *vided further, That of the total amount made available in*
 2 *this paragraph, not less than \$5,000,000 shall be available*
 3 *only for payments to the Federal Bureau of Investigation*
 4 *pursuant to section 505 of this Act*

5 **(120)**Page 76, lines 6 and 7, strike out **【Provided fur-**
 6 **ther,】** and insert: *Provided,*

7 **(121)**Page 76, line 18, strike out **【\$385,000,000】** and
 8 insert: *\$391,373,000*

9 **(122)**Page 77, line 23, strike out **【\$396,000,000】** and
 10 insert: *\$421,760,000*

11 **(123)**Page 78, line 2, strike out **【\$92,864,000】** and in-
 12 sert: *\$117,864,000*

13 **(124)**Page 78, line 10, strike out all after “2696(c)”
 14 down to and including “conditions” in line 13

15 **(125)**Page 79, line 11, strike out all after “Congress,”
 16 down to and including “organization” in line 15 and in-
 17 sert: *\$873,222,000*

18 **(126)**Page 79, line 21, after “Act” insert: *: Provided*
 19 *further, That certification under section 401(b) of Public*
 20 *Law 103–236 may only be made if the Committees on Ap-*
 21 *propriations and Foreign Relations of the Senate and the*
 22 *Committees on Appropriations and Foreign Affairs of the*

1 *House of Representatives are notified of the steps taken to*
 2 *meet the requirements of section 401(b) of Public Law 103–*
 3 *236 at least 15 days in advance of the proposed certification*

4 **●(127)**Page 80, line 8, strike out all after “security,”
 5 down to and including “arrearages” in line 11 and insert:
 6 *\$500,000,000, of which not to exceed \$277,788,000 is avail-*
 7 *able to pay arrearages: Provided, That funds shall be avail-*
 8 *able for peacekeeping expenses only upon a certification by*
 9 *the Secretary of State to the appropriate committees of the*
 10 *Congress that American manufacturers and suppliers are*
 11 *being given opportunities to provide equipment, services*
 12 *and material for United Nations peacekeeping activities*
 13 *equal to those being given to foreign manufacturers and*
 14 *suppliers*

15 **●(128)**Page 81, line 14, strike out **【\$13,947,000】** and
 16 insert: *\$12,858,000*

17 **●(129)**Page 81, line 17, strike out **【\$6,644,000】** and in-
 18 sert: *\$7,733,000*

19 **●(130)**Page 84, after line 8, insert:

20 *SEC. 505. Section 140 of Public Law 103–236 is*
 21 *amended—*

22 *(1) by inserting after subsection (d)(3) the fol-*
 23 *lowing new subsection (e):*

24 *“(e) FINGERPRINT CHECKS.—*

1 “(1) Effective not later than March 31, 1995, the
2 Secretary of State shall in the ten countries with the
3 highest volume of immigrant visa issuance for the
4 most recent fiscal year for which data are available
5 require the fingerprinting of applicants over sixteen
6 years of age for immigrant visas. The Department of
7 State shall submit records of such fingerprints to the
8 Federal Bureau of Investigation in order to ascertain
9 whether such applicants previously have been con-
10 victed of a felony under State or Federal law in the
11 United States, and shall pay all appropriate fees.

12 “(2) The Secretary shall prescribe and publish
13 such regulations as may be necessary to implement
14 the requirements of this subsection, and to avoid
15 undue processing costs and delays for eligible immi-
16 grants and the United States Government.”; and

17 (2) in subsections (d)(4) and (d)(5), by changing
18 the word “procedure” to “procedures”, by changing
19 the words “this subsection” each time they appear to
20 “subsections (d) and (e)”, and by redesignating para-
21 graphs (d)(4) and (d)(5), respectively, as subsections
22 (f) and (g).

23 **Ⓢ**(131)Page 84, after line 8, insert:

1 *SEC. 506. (a) Section 212 of the Immigration and Na-*
2 *tionality Act, as amended (U.S.C. 1182), is amended by*
3 *adding at the end thereof the following new subsection (o):*

4 *“(o) An alien who has been physically present in the*
5 *United States shall not be eligible to receive an immigrant*
6 *visa within ninety days following departure therefrom un-*
7 *less—*

8 *“(1) the alien was maintaining a lawful non-*
9 *immigrant status at the time of such departure, or*

10 *“(2) the alien is the spouse or unmarried child*
11 *of an individual who obtained temporary or perma-*
12 *nent resident status under section 210 or 245A of the*
13 *Immigration and Nationality Act or section 202 of*
14 *the Immigration Reform and Control Act of 1986 at*
15 *any date, who—*

16 *“(A) as of May 5, 1988, was the unmarried*
17 *child or spouse of the individual who obtained*
18 *temporary or permanent resident status under*
19 *section 210 or 245A of the Immigration and Na-*
20 *tionality Act or section 202 of the Immigration*
21 *Reform and Control Act of 1986;*

22 *“(B) entered the United States before May*
23 *5, 1988, resided in the United States on May 5,*
24 *1988, and is not a lawful permanent resident;*
25 *and*

1 “(C) applied for benefits under section
2 301(a) of the Immigration Act of 1990.”.

3 (b) Section 245 of the Immigration and Nationality
4 Act, as amended (8 U.S.C. 1255), is amended by adding
5 at the end thereof the following new subsection:

6 “(i)(1) Notwithstanding the provisions of subsections
7 (a) and (c) of this section, an alien physically present in
8 the United States who—

9 “(A) entered the United States without inspec-
10 tion; or

11 “(B) is within one of the classes enumerated in
12 subsection (c) of this section

13 may apply to the Attorney General for the adjustment of
14 his or her status to that of an alien lawfully admitted for
15 permanent residence. The Attorney General may accept
16 such application only if the alien remits with such applica-
17 tion a sum equalling five times the fee required for the proc-
18 essing of applications under this section as of the date of
19 receipt of the application, but such sum shall not be re-
20 quired from a child under the age of seventeen, or an alien
21 who is the spouse or unmarried child of an individual who
22 obtained temporary or permanent resident status under sec-
23 tion 210 or 245A of the Immigration and Nationality Act
24 or section 202 of the Immigration Reform and Control Act
25 of 1986 at any date, who—

1 “(i) as of May 5, 1988, was the unmarried child
2 or spouse of the individual who obtained temporary
3 or permanent resident status under section 210 or
4 245A of the Immigration and Nationality Act or sec-
5 tion 202 of the Immigration Reform and Control Act
6 of 1986;

7 “(ii) entered the United States before May 5,
8 1988, resided in the United States on May 5, 1988,
9 and is not a lawful permanent resident; and

10 “(iii) applied for benefits under section 301(a) of
11 the Immigration Act of 1990. The sum specified here-
12 in shall be in addition to the fee normally required
13 for the processing of an application under this sec-
14 tion.

15 “(2) Upon receipt of such an application and the sum
16 hereby required, the Attorney General may adjust the status
17 of the alien to that of an alien lawfully admitted for perma-
18 nent residence if—

19 “(A) the alien is eligible to receive an immigrant
20 visa and is admissible to the United States for per-
21 manent residence; and

22 “(B) an immigrant visa is immediately avail-
23 able to the alien at the time the application is filed.

24 “(3) Sums remitted to the Attorney General pursuant
25 to paragraphs (1) and (2) of this subsection shall be dis-

1 posed of by the Attorney General as provided in sections
 2 286 (m), (n), and (o) of this title.”.

3 (c) The provisions of these amendments to the Immi-
 4 gration and Nationality Act shall take effect on October 1,
 5 1994.

6 (d) The Immigration and Naturalization Service shall
 7 conduct full fingerprint identification checks through the
 8 Federal Bureau of Investigation for all individuals over six-
 9 teen years of age adjusting immigration status in the Unit-
 10 ed States pursuant to this section.

11 **(132)**Page 84, after line 8, insert:

12 **SEC. 507. REPORT ON AU PAIR PROGRAM.**

13 The Director of the United States Information Agency
 14 shall submit a report to the Committees on Appropriations,
 15 within 90 days of enactment of this Act, containing the fol-
 16 lowing:

17 (1) The number of persons accepted and the
 18 number of persons rejected each year for admission to
 19 the United States under a J Visa as part of the au
 20 pair program;

21 (2) The guidelines and/or a summary of the pro-
 22 cedures used by each au pair agency regarding
 23 screening of prospective au pairs for prior criminal
 24 activity and other relevant information;

1 (3) *the guidelines and/or a summary of the pro-*
2 *cedures used by each au pair agency regarding train-*
3 *ing of au pairs in child care and in relevant United*
4 *States laws;*

5 (4) *The procedures used by each au pair agency*
6 *to ensure that au pairs abide by local, State, and*
7 *Federal laws, and the United States Information*
8 *Agency's policies and procedures for dealing with au*
9 *pairs who violate such laws;*

10 (5) *The mechanisms available to the United*
11 *States Information Agency to enforce compliance with*
12 *au pair agency guidelines and procedures;*

13 (6) *The contractual relationship between au pair*
14 *agencies and individuals located overseas who select*
15 *and screen prospective au pairs, and the guidelines*
16 *and standards which apply to these individuals;*

17 (7) *The procedures used by each au pair agency*
18 *to check personal character and employment ref-*
19 *erences for each prospective au pair; and*

20 (8) *The procedures used by each au pair agency*
21 *to deal with au pairs who are determined by their*
22 *host family to be unsuitable.*

23 **(133)**Page 84, after line 8, insert:

24 *SEC. 508. Of the funds appropriated in title V and*
25 *in chapter II of title VII, up to \$100,000,000 may be trans-*

1 *ferred, at the discretion of the President and subject to the*
2 *regular notification procedures of the Appropriations Com-*
3 *mittees of the House of Representatives and the Senate, to*
4 *support humanitarian relief in and around Rwanda.*

5 **●(134)Page 84, after line 8, insert:**

6 *SEC. 509. (a) No later than March 1, 1995, the Sec-*
7 *retary of State shall submit to the appropriate congres-*
8 *sional committees a report describing the technical coopera-*
9 *tion activities of the International Atomic Energy Agency*
10 *with countries on the list of terrorist countries.*

11 *(b) As used in this section—*

12 *(1) the term “appropriate congressional commit-*
13 *tees” means the Committees on Appropriations and*
14 *Foreign Relations of the Senate and the Committees*
15 *on Appropriations and Foreign Affairs of the House*
16 *of Representatives; and*

17 *(2) the term “list of terrorist countries” means*
18 *the list of countries the governments of which have re-*
19 *peatedly provided support for acts of international*
20 *terrorism, as determined by the Secretary of State*
21 *under section 6(j) of the Export Administration Act*
22 *of 1979.*

23 **●(135)Page 84, after line 8, insert:**

1 *PAYMENTS-IN-KIND AS ASSESSED CONTRIBUTIONS TO*
 2 *UNITED NATIONS PEACEKEEPING ACTIVITIES*

3 *SEC. 510. It is the sense of the Congress that—*

4 *(1) United States assessed contributions to peace-*
 5 *keeping operations conducted by the United Nations*
 6 *may consist of contributions of excess defense articles*
 7 *or may be in the form of payments made directly to*
 8 *United States companies providing goods and services*
 9 *in support of United Nations peacekeeping activities;*
 10 *and*

11 *(2) such contributions should be made in con-*
 12 *sultation with the Secretaries of State and Defense.*

13 **(136)**Page 84, after line 8, insert:

14 ***SEC. 511. HIGH-LEVEL VISITS FOR TAIWAN.***

15 *Section 2(b) of the Taiwan Relations Act (22 U.S.C.*
 16 *3301(b)) is amended—*

17 *(1) by striking “and” at the end of paragraph*
 18 *(5);*

19 *(2) by striking the period at the end of para-*
 20 *graph (6) and inserting “; and”; and*

21 *(3) by adding at the end the following new para-*
 22 *graph:*

23 *“(7) to establish regular, cabinet-level contacts*
 24 *with Taiwan through exchanges of visits between cab-*
 25 *inet-level officials of Taiwan and the United States.”.*

1 **(137)**Page 84, after line 8, insert:

2 **SEC. 512. MEMBERSHIP IN A TERRORIST ORGANIZATION AS**
 3 **A BASIS FOR EXCLUSION FROM THE UNITED**
 4 **STATES UNDER THE IMMIGRATION AND NA-**
 5 **TIONALITY ACT.**

6 *Section 212(a)(3)(B) of the Immigration and Nation-*
 7 *ality Act (8 U.S.C. 1182(a)(3)(B)) is amended—*

8 *(1) in clause (i)(II) by inserting “or” at the end;*

9 *(2) by adding after clause (i)(II) the following:*

10 *“(III) is a member of an organization that*
 11 *engages in, or has engaged in, terrorist activity*
 12 *or who actively supports or advocates terrorist*
 13 *activity,”; and*

14 *(3) by adding after clause (iii) the following:*

15 *“(iv) TERRORIST ORGANIZATION DE-*
 16 *FINED.—As used in this Act, the term ‘terrorist*
 17 *organization’ means an organization which com-*
 18 *mits terrorist activity as determined by the Sec-*
 19 *retary of State, in consultation with the Attor-*
 20 *ney General.”.*

21 **(138)**Page 84, after line 8 insert:

1 **SEC. 513. INELIGIBILITY TO RECEIVE VISAS AND EXCLU-**
 2 **SION FROM ADMISSION TO THE UNITED**
 3 **STATES.**

4 *None of the funds appropriated by this Act may be*
 5 *used to issue a visa to any alien who illegally confiscates*
 6 *or has confiscated or has directed or overseen the illegal*
 7 *confiscation of the property of a United States person, or*
 8 *converts or has converted for personal gain property other-*
 9 *wise illegally confiscated from a United States person.*

10 **(139)**Page 84, after line 8 insert:

11 **SEC. 514. SENSE OF THE SENATE CONDEMNING THE SINK-**
 12 **ING OF THE “13TH OF MARCH” BY THE GOV-**
 13 **ERNMENT IN CUBA.**

14 *(a) FINDINGS.—*

15 *(1) There are credible reports that on July 15,*
 16 *1994 Cuban government vessels fired high-pressure*
 17 *water hoses, repeatedly rammed and deliberately sunk*
 18 *the “13th of March”, a tugboat carrying 72 unarmed*
 19 *cuban citizens.*

20 *(2) About forty of the men, women, and children*
 21 *passengers on the “13th of March” drowned as a re-*
 22 *sult of Cuban government actions, including most or*
 23 *all of the twenty children aboard.*

24 *(3) The President of the United States “de-*
 25 *plored” the sinking of the “13th of March” as “an-*

1 *other example of the brutal nature of the Cuban re-*
2 *gime”.*

3 *(4) All of the men who survived the sinking of*
4 *the “13th of March” have been imprisoned by the*
5 *cuban government.*

6 *(5) The freedom to emigrate is an internation-*
7 *ally recognized human right and freedom’s fundamen-*
8 *tal guarantor of last resort.*

9 *(6) The Cuban government, by jamming TV and*
10 *Radio Marti, denies the Cuban people the right of free*
11 *access to information, including information about*
12 *this tragedy.*

13 *(b) It is the sense of the Senate to—*

14 *(1) condemn the Cuban government for delib-*
15 *erately sinking the “13th of March”, causing the*
16 *deaths of about 40 Cuban citizens, including about*
17 *twenty children;*

18 *(2) urge the President to direct the United States*
19 *Permanent Representative to the United Nations to*
20 *seek a resolution in the United Nations Security*
21 *Council that—*

22 *(A) condemns the sinking of the “13th of*
23 *March”;*

24 *(B) provides for a full internationally su-*
25 *pervised investigation of the incident; and*

1 (C) urges the Cuban government to release
2 from prison and cease intimidation measures
3 against all survivors of the sinking of the “13th
4 of March”.

5 **(140)**Page 84, line 13, after “\$54,500,000,” insert: *of*
6 *which not less than \$9,500,000 is available until expended*
7 *only for payment of United States contributions to the Pre-*
8 *paratory Commission for the Organization on the Prohibi-*
9 *tion of Chemical Weapons, and*

10 **(141)**Page 85, line 15, strike out **【\$44,200,000】** and
11 insert: *\$43,500,000*

12 **(142)**Page 85, line 21, strike out **【\$1,247,000】** and in-
13 sert: *\$1,000,000*

14 **(143)**Page 86, line 18, strike out **【\$476,362,000】** and
15 insert: *\$480,362,000*

16 **(144)**Page 88, line 4, strike out **【\$237,812,000】** and
17 insert: *\$242,388,000*

18 **(145)**Page 88, lines 7 and 8, strike out **【\$500,000 is**
19 **for the American Studies Collections program】** and insert:
20 *\$600,000 is available for the Institute for Representative*
21 *Government and \$500,000 is available for the Mike Mans-*
22 *field Fellowship Program*

1 **(146)**Page 88, line 14, strike out **【\$2,100,000】** and in-
2 sert: *\$2,500,000*

3 **(147)**Page 89, line 16, strike out **【\$476,796,000】** and
4 insert: *\$475,478,000*

5 **(148)**Page 90, line 5, after “expenses” insert: *: Provided*
6 *further, That on the date upon which the Board for Inter-*
7 *national Broadcasting Act of 1973 (22 U.S.C. 2871, et seq.)*
8 *is repealed, as provided for by section 310(e) of the Foreign*
9 *Relations Authorization Act, fiscal years 1994 and 1995*
10 *(Public Law 103–236; 108 Stat. 442), funds made available*
11 *for expenses of the Board for International Broadcasting*
12 *shall be made available until expended only for expenses*
13 *necessary to enable the Broadcasting Board of Governors*
14 *to carry out the authorities provided in section 305(a) of*
15 *Public Law 103–326, including the appointment of staff*
16 *personnel as authorized by section 305(a)(11) of Public Law*
17 *103–236*

18 **(149)**Page 90, line 5, strike out all after “expenses”
19 down to and including “Germany” in line 9

20 **(150)**Page 90, line 21, after “103–236” insert: *: Pro-*
21 *vided further, That funds appropriated under this Act used*
22 *by the Board for International Broadcasting or the Broad-*
23 *casting Board of Governors to relocate offices or operations*
24 *of RFE/RL, Incorporated, from Munich, Germany to*

1 *Prague, Czech Republic, shall be made available only from*
 2 *funds provided for the Board for International Broadcast-*
 3 *ing in this paragraph: Provided further, That not less than*
 4 *the amount appropriated by this Act for the Office of In-*
 5 *spector General, Board of International Broadcasting shall*
 6 *be available for semiannual reviews of RFE/RL, Inc. and*
 7 *that on-site review is maintained at the current level*
 8 *throughout the duration of the relocation transition*

9 **(151)**Page 91, line 2, strike out **【\$85,314,000】** and in-
 10 sert: *\$93,165,000*

11 **(152)**Page 91, strike out lines 4 to 20 and insert:

12 *BROADCASTING TO CUBA*

13 *For expenses necessary to enable the United States In-*
 14 *formation Agency to carry out the Radio Broadcasting to*
 15 *Cuba Act, as amended (22 U.S.C. 1465 et seq.) (providing*
 16 *for the Radio Marti Program or Cuba Service of the Voice*
 17 *of America), the Television Broadcasting to Cuba Act (22*
 18 *U.S.C. 1465aa et seq.), and the International Broadcasting*
 19 *Act of 1994 (title III of the Foreign Relations Authorization*
 20 *Act of 1994, Public Law 103–236), including the purchase,*
 21 *rent, construction, and improvement of facilities for radio*
 22 *and television transmission and reception, and purchase*
 23 *and installation of necessary equipment for radio and tele-*
 24 *vision transmission and reception, \$24,809,000, to remain*
 25 *available until expended.*

1 *RADIO FREE ASIA*

2 *For expenses necessary to carry out the Radio Free*
3 *Asia program as authorized by section 309 of the Inter-*
4 *national Broadcasting Act of 1994 (title III of the Foreign*
5 *Relations Authorization Act of 1994, Public Law 103-236),*
6 *\$18,000,000, to remain available until expended, of which*
7 *\$8,000,000 is for the purchase, rent, construction, and im-*
8 *provement of facilities for radio transmission and reception*
9 *and purchase and installation of necessary equipment.*

10 **(153)**Page 92, line 2, strike out **【\$20,500,000】** and in-
11 sert: *\$24,500,000*

12 **(154)**Page 92, strike out lines 6 to 12

13 **(155)**Page 92, line 17, strike out **【\$33,000,000】** and
14 insert: *\$35,000,000*

15 **(156)**Page 96, after line 9 insert:

16 *SEC. 608. None of the funds made available in this*
17 *Act may be used to implement, administer, or enforce any*
18 *guidelines of the Equal Employment Opportunity Commis-*
19 *sion covering harassment based on religion, when it is made*
20 *known to the Federal entity or official to which such funds*
21 *are made available that such guidelines do not differ in any*
22 *respect from the proposed guidelines published by the Com-*
23 *mission on October 1, 1993 (58 Fed. Reg. 51266).*

1 **(157)**Page 96, after line 9 insert:

2 *SEC. 609. None of the funds provided by this Act may*
3 *be used to approve any export license applications for the*
4 *launch of United States origin satellites on launch vehicles*
5 *of the People's Republic of China or Russia unless—*

6 *(1) there exists an agreement between the United*
7 *States and the People's Republic of China or Russia*
8 *dealing with commercial launch services,*

9 *(2) the United States Trade Representative cer-*
10 *tifies, in this case, that the People's Republic of China*
11 *or Russia is in full compliance with the terms of that*
12 *agreement with regard to the respective satellite, com-*
13 *ponents or technology related thereto for which the ex-*
14 *port license request is pending, and*

15 *(3) the Secretary of State, in consultation with*
16 *the Secretary of Commerce, certifies that none of the*
17 *entities dealing with the commercial launch service or*
18 *their subsidiaries have been found by the United*
19 *States Government to have engaged in any missile-re-*
20 *lated transfer prohibited by the Arms Export Control*
21 *Act or the Export Administration Act of 1979, and*

22 *(4) the Secretary of State certifies that none of*
23 *the equipment or technical data acquired by Chinese*
24 *or Russian entities as a direct result of providing*
25 *commercial launch services for United States-origin*

1 *satellites will enhance the military capabilities of the*
2 *People's Republic of China or Russia.*

3 **(158)**Page 96, after line 9 insert:

4 *SEC. 610. No funds appropriated herein, or by any*
5 *other Act, shall be used to pay administrative expenses or*
6 *the compensation of any officer or employee of the United*
7 *States to deny or refuse entry into the United States of any*
8 *goods on the United States Munitions List manufactured*
9 *or produced in the People's Republic of China, for which*
10 *authority had been granted to import into the United*
11 *States, on or before May 26, 1994, and which were, on or*
12 *before May 26, 1994, in a bonded warehouse or foreign*
13 *trade zone, in port, or, as determined by the United States*
14 *on a case-by-case basis, in transit.*

15 **(159)**Page 96, after line 9 insert:

16 ***SEC. 611. RELIGIOUS LIBERTY.***

17 *(a) FINDINGS.—The Congress finds that—*

18 *(1) the liberties protected by our Constitution in-*
19 *clude religious liberty protected by the first amend-*
20 *ment;*

21 *(2) citizens of the United States profess the be-*
22 *liefs of almost every conceivable religion;*

23 *(3) Congress has historically protected religious*
24 *expression even from governmental action not in-*
25 *tended to be hostile to religion;*

1 (4) the Supreme Court has written that “the free
2 exercise of religion means, first and foremost, the
3 right to believe and profess whatever religious doc-
4 trine one desires”;

5 (5) the Supreme Court has firmly settled that
6 under our Constitution the public expression of ideas
7 may not be prohibited merely because the content of
8 the ideas is offensive to some;

9 (6) Congress enacted the Religious Freedom Res-
10 toration Act of 1993 to restate and make clear again
11 our intent and position that religious liberty is and
12 should forever be granted protection from unwar-
13 ranted and unjustified government intrusions and
14 burdens;

15 (7) the Equal Employment Opportunity Com-
16 mission has written proposed guidelines to title VII
17 of the Civil Rights Act of 1964, published in the Fed-
18 eral Register on October 1, 1993, that expand the def-
19 inition of religious harassment beyond established
20 legal standards set forth by the Supreme Court, and
21 that may result in the infringement of religious lib-
22 erty;

23 (8) such guidelines do not appropriately resolve
24 issues related to religious liberty and religious expres-
25 sion in the workplace;

1 (9) properly drawn guidelines for the determina-
2 tion of religious harassment should provide appro-
3 priate guidance to employers and employees and as-
4 sist in the continued preservation of religious liberty
5 as guaranteed by the first amendment;

6 (10) the Commission states in its proposed
7 guidelines that it retains wholly separate guidelines
8 for the determination of sexual harassment because
9 the Commission believes that sexual harassment raises
10 issues about human interaction that are to some ex-
11 tent unique; and

12 (11) the subject of religious harassment also
13 raises issues about human interaction that are to
14 some extent unique in comparison to other harass-
15 ment.

16 (b) CATEGORY OF RELIGIOUS HARASSMENT IN PRO-
17 POSED GUIDELINES.—For purposes of issuing final regula-
18 tions under title VII of the Civil Rights Act of 1964 in con-
19 nection with the proposed guidelines published by the Equal
20 Employment Opportunity Commission on October 1, 1993
21 (58 Fed. Reg. 51266), the Chairperson of the Equal Em-
22 ployment Opportunity Commission shall ensure that—

23 (1) the category of religion shall be withdrawn
24 from the proposed guidelines;

1 (2) any new guidelines for the determination of
 2 religious harassment shall be drafted so as to make
 3 explicitly clear that symbols or expressions of reli-
 4 gious belief consistent with the first amendment and
 5 the Religious Freedom Restoration Act of 1993 are
 6 not to be restricted and do not constitute proof of har-
 7 assment;

8 (3) the Commission shall hold public hearings on
 9 such new proposed guidelines; and

10 (4) the Commission shall receive additional pub-
 11 lic comment before issuing similar new regulations.

12 **(160)**Page 96, after line 20 insert:

13 DEPARTMENT OF COMMERCE

14 ECONOMIC DEVELOPMENT ADMINISTRATION

15 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

16 For an additional amount for “Economic Development
 17 Assistance Programs” pursuant to the Public Works and
 18 Economic Development Assistance Act of 1965 as amended,
 19 to be used for grants to assist States and local communities
 20 in recovering from the flooding and damage caused by
 21 Tropical Storm Alberto and other disasters, \$50,000,000 to
 22 remain available until expended; and in addition
 23 \$5,000,000 to remain available until expended, which may
 24 be transferred to and merged with the appropriations for
 25 “Salaries and expenses”: Provided, That the entire amount

1 *is designated by Congress as an emergency requirement*
2 *pursuant to section 251(b)(2)(D)(i) of the Balanced Budget*
3 *and Emergency Deficit Control Act of 1985, as amended:*
4 *Provided further, That the entire amount shall be available*
5 *only to the extent an official budget request, for a specific*
6 *dollar amount, that includes designation of the entire*
7 *amount of the request as an emergency requirement, as de-*
8 *fin ed in the Balanced Budget and Emergency Deficit Con-*
9 *trol Act of 1985, as amended, is transmitted to Congress.*

10 **(161)**Page 96, line 25, strike out all after “earthquake”
11 over to and including line 1 on page 97 and insert: , *the*
12 *flooding and other damage caused by Tropical Storm*
13 *Alberto in Georgia, Alabama, and Florida, and other disas-*
14 *ters and associated administrative expenses, \$470,000,000,*
15 *which shall be*

16 **(162)**Page 97, line 9, after “loans” insert: , *including*
17 *not to exceed \$2,500,000 for the Inspector General of the*
18 *Small Business Administration for audits and reviews of*
19 *disaster loans and the disaster loan program, and said*
20 *sums may be transferred to and merged with appropria-*
21 *tions for “Salaries and expenses” and “Office of Inspector*
22 *General”*

- 1 **(163)**Page 98, strike out all after line 14 over to and
- 2 including line 2 on page 99

Attest:

Secretary.

HR 4603 EAS—2

HR 4603 EAS—3

HR 4603 EAS—4

HR 4603 EAS—5

HR 4603 EAS—6

HR 4603 EAS—7

HR 4603 EAS—8

HR 4603 EAS—9

HR 4603 EAS—10